

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID BENNETT,
Plaintiff,

v.

DEBBIE ASUNCION,
Defendant.

Case No. [23-cv-00796-JSC](#)

ORDER OF DISMISSAL

On February 22, 2023, the Clerk opened this matter based upon a letter received from Plaintiff complaining about his medical condition and requesting appointment of counsel in “all pending cases.”¹ (ECF No. 1.) On the same day, the Clerk notified Plaintiff that he must file any claims in a complaint, and that he must either pay the filing fee or file a completed application to proceed in forma pauperis (“IFP”). The Clerk mailed Plaintiff the Court’s IFP application and form complaint along with the deficiency notices, as well as a stamped return envelope and instructions for completing the forms. The notice informed him that the case would be dismissed if he did not file a complaint and either pay the filing fee or file a completed IFP application within 28 days. No response has been received. As Plaintiff has not filed a complaint, paid the filing fee, or completed an IFP application, and he has not shown cause why not or sought an extension of time, this case is **DISMISSED** without prejudice.

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¹ The Court is not aware of any pending cases filed by Plaintiff, and Plaintiff does not identify any.

The Clerk shall enter judgment and close the file.

IT IS SO ORDERED.

Dated: April 10, 2023



JACQUELINE SCOTT CORLEY
United States District Judge

United States District Court
Northern District of California